

**CITY OF TAYLORSVILLE  
CITY COMMISSION  
REGULAR MEETING**

**August 4, 2015**

The City of Taylorsville City Commission held a Regular Meeting on August 4, 2015 at 5:00 p.m., at the City Hall Annex.

Present were:

Don Pay, Mayor  
Jack Proctor, Commissioner  
Ellen Redmon, Commissioner  
Kathy Spears, Commissioner  
Beverly Ingram, Commissioner

Staff present:

Steve Biven, City Clerk  
Randy McConnell, Comptroller  
Lisa Ware, Co-Treasurer

Kenny Stewart, Police Major  
Harold Compton, Public Works Director

Item #1

Mayor Pay called the meeting to order at 5 p.m. with a brief moment of silence and then led the group in a recital of the Pledge of Allegiance.

Item #2 – *Consent Calendar*

**Motion was made by Commissioner Proctor and seconded by Commissioner Spears to approve the consent calendar for the month July with the corrections made on page 4 of the packet in regards to the minutes of July 7th. Motion carried with a vote of 5-0.**

Item #3- *Comments by the Mayor*

State Representative James Allen Tipton was present to speak to the commission. Rep. Tipton stated he had been out with one of the engineers that are with the state highway department and they took a look at the work in progress at the new Salt River Bridge. They are building retaining walls now and on August 16<sup>th</sup> they will begin tree removal on the other side of the river. This project is scheduled to be completed by June 30<sup>th</sup> of next year.

Rep. Tipton also stated he had been appointed to the Labor and Industry Committee and the Local Government Committee.

Item #4 – ***Report on Meetings Attended by Commission Members***

There were no other meetings to report.

Item #5 – ***Committee Reports***

a) Main Street (Beverly Ingram)

Commissioner Ingram stated that the Girlfriend's event was successful with 70 people attending. The Progressive Dinner is scheduled for September 26<sup>th</sup>.

Commissioner Ingram said that Kelly Mantooth is a new Main Street Committee member and the commission needed to approve her appointment. **Motion was made by Commissioner Spears and seconded by Commissioner Proctor to approve the appointment of Kelly Mantooth to the Main Street Committee.** Motion carried with a vote of 5-0.

Clerk Biven stated there was a new contract and Municipal Order regarding the appointment of Commissioner Ingram to the position of Main Street Manager that the commission needed to approve. **Motion was made by Commissioner Spears and seconded by Commissioner Redmon to approve the new Main Street Manager contract with Commissioner Ingram.** Motion carried with a vote of 4-0 with Commissioner Ingram abstaining.

**Motion was made by Commissioner Spears and seconded by Commissioner Redmon to approve Municipal Order 2015-4 regarding Commissioner Ingram serving as Main Street Manager.** Motion carried with a vote of 4-0 with Commissioner Ingram abstaining.

**Motion was made by Commissioner Spears and seconded by Mayor Pay to approve Ms. Ingram's hours for the month of July.** Motion carried with a vote of 4-0 with Commissioner Ingram abstaining.

b) ***Engineering Projects (Sisler-Maggard Engineering, PLLC)***

Kevin Sisler was present to give an update on the Blue Bridge Waterline Project. There have been some flushing problems. Mr. Sisler stated that the project should be done tomorrow. He would like for the city to send the pay request to KDOT as soon as he gets it and Mr. McConnell looks at it and approves it. The amount of the pay request is \$70,000 or \$80,000. **Motion was made by Commissioner Ingram and seconded by Commissioner Spears to approve to send the pay request to KDOT upon the review and approval of the staff.** Motion carried with a vote of 5-0.

Mr. Sisler updated the commission on the Downtown Waterline Replacement Project. This project is complete. There are some pay requests in the commissioner's packets that need to be approved. Commissioner Ingram was unhappy with the finished producer. Mr. Sisler stated that there was a one year warranty on the work. **Motion was made by Commissioner Proctor and seconded by Commissioner Spears to approve payment request from Cumberland Pipeline in the amount \$87,879.08.** Motion carried with a vote of 5-0.



**Motion was made by Commissioner Redmon and seconded by Commissioner Spears to approve payment request from Sisler-Maggard Engineering in the amount of \$14,932.97. Motion carried with a vote of 5-0.**

Mr. Sisler updated the commission on the Levee work. The work has started and is to be completed in about two weeks, barring any weather related problems. Clerk Biven stated there needed to be an addendum to the Interlocal Agreement that had been previously signed. Mr. Dale said he wanted to hold off on signing this until he gets final approval from the Attorney General. Clerk Biven stated there had been a meeting with the floodwall commission, city and county and with Nathan Bryan from the Corps of Engineers. Once the meeting was over, Mr. Bryan sent an email to Joe Sisler in regards to some issues that he now wanted addressed that were not mentioned in our last meeting with the Corps.

Mr. Sisler gave an update on Maple Ave. The only thing left is the lighting. Clerk Biven is waiting for a call from KU. There was also some discussion about the school bus route on that street, commercial vehicles parked on the street, and the possibility of putting DGA gravel on the road shoulder.

Mr. Sisler stated he had received a price of \$7,200 from Salmon Construction to fix the issues with the Catch Basins across from Planning & Zoning and behind the Chamber Building.

**Motion was made by Commissioner Redmon and seconded by Commissioner Proctor to install two new catch basins in the amount of \$7,200. Motion carried with a vote of 5-0.**

There was some discussion in regards to the drainage problems on Back Alley behind Bennett's Hardware and the Tea Cup Restaurant. We will clean out the ditch and see if that helps with the problem.

Mr. Sisler gave an update on Kings Church Road. He has handed out some estimates on the project. The estimates are broke down into sections. Section A for 1.62 miles from Dale Lane to McIntosh Lane is estimated at a cost of \$194,800, using pipe the city has already purchased. Section B is for 1.31 miles from McIntosh Lane to Kings Church Road, at an estimated cost of \$282, 650. Section C consists of .72 miles at Plum Creek Road. It will tie into a 6'' line estimated at a cost of \$57,530. This will use 6'' pipe the city has purchased. Section D is 5 miles in length which takes in all of Kings Church Road. It is estimated to cost \$990, 925. The total estimated cost of the project is \$1,525,905 for construction only. There was discussion about bidding the project out in sections or as a whole. Sections A & C could be bid out as one contract and sections B & D could be bid out as another separate contract. **Motion was made by Commissioner Proctor and seconded by Commissioner Redmon to bid the whole project out as two contracts as detailed by Mr. Sisler. Motion carried with a vote of 5-0.**



Item #6- ***Old Business***

a) Top Flight Sewage Treatment Plant

Trevor Brown was present to discuss the city taking over the sewer treatment plant at Top Flight Landing. The property is currently owned by PBI Bank and they have requested that Mr. Brown speak on their behalf. The plant has the capacity of handling 375 to 400 homes. Currently there are 30 to 40 homes in the subdivision with 175 platted lots. Joe Sisler stated that he has looked at it as has Mr. Compton, and there are some immediate repairs that would need to be made. There was mention of the city taking it over for one year and seeing if it would be profitable for the city to operate the plant in the future. Mr. Dale expressed some legal concerns with the city owning the plant. The Division of Water would have to approve. Mr. Sisler stated that it may cost \$5000 - \$10,000 to gather information necessary for an agreement to be developed. Mr. Brown is going to have the bank contact Clerk Biven to set up a meeting with the commission and Joe Sisler.

b) Planning & Zoning Appointment Update

Mayor Pay updated the commission on the City's appointment to Planning & Zoning. Darwyn Platt was selected to take Lowry Brown's position. It was later determined that Mr. Brown's appointment will not end until September. Mr. Platt will take over the position on October 1<sup>st</sup>. Commissioner Spears wanted it on record that Mr. Brown would have liked to continue in this role, but was not asked about the matter.

c) Personnel Policy

Clerk Biven handed out the revised changes that needed to be made in regards to the personnel policy. Commissioner Ingram stated that these are some of the changes that the commission had talked about. Mr. Dale stated that if they are amended, the policy needs to show what changes were made from the existing document. **Motion was made by Commissioner Spears and seconded by Commissioner Redmon to approve the amendments made to the Personnel Policy and accept it as a Municipal Order.** Motion carried with a vote of 5-0.

Clerk Biven mentioned that Mike Drapper had sent him a bid package for videoing the lines at an estimated cost of \$17,000. **Motion was made by Commissioner Spears and seconded by Mayor Pay to approve the bid package to camera the lines.** Motion carried with a vote of 5-0.

***The Commission recessed at this time.***

At this time Commissioner Spears wanted to go back to the Planning & Zoning appointment. She stated she made the original motion under the impression that the commission had 60 days to appoint someone and that those 60 days were up. She withdrew her motion and wants it tabled until the September meeting. Mr. Dale discussed the procedure previously approved by the commission, for withdrawing or reconsidering motions. **Motion was made by Commissioner Spears and seconded by Commissioner Redmon to reconsider her motion of July 7, 2015 until the Planning & Zoning appointment is up in September.** Commissioner Redmon,



**Commissioner Ingram and Commissioner Spears voted in favor. Mayor Pay and Commissioner Proctor opposed. Motion carried with a vote of 3-2.**

**Item #7 – New Business**

**a) Homecoming Requests**

Toby Lewis and Sharon Thomas were present to discuss the OctoberFest details. The dates for these events are September 29<sup>th</sup> to October 3<sup>rd</sup>. There will be Pageants on Tuesday and Thursday nights, and a 5K Run on Wednesday night. Friday night will feature a Talent Show with the parade and booth set ups for Saturday's activities. The stage this year will be on the Sheriff's Office side of Main Street. They are requesting that the road be blocked off on Friday night from Main Cross to Bank Alley including Main Street. On Saturday, Main Street would need to be blocked off again for the parade and other activities. They also want to have Handicap Parking behind the Chamber this year. Mr. Lewis also asked that the city consider insurance coverage for this event. Clerk Biven mentioned that they usually have Sweep All come and clean up after the events on Saturday. Clerk Biven is to forward that information to Mr. Lewis.

**b) Department Reports**

**i) Financial Report – Randy McConnell, City Comptroller**

Mr. McConnell was not present for the meeting. Clerk Biven stated that the auditor was here last week and he will be back at a later date to give his report.

**General Fund**

Y-T-D Insurance Premium Revenue is \$40,792.

Year to Date Occupational License Receipts are \$57,619.

Year to Date Business Licenses are \$16,188.

Year to Date Unloading Licenses are \$6,875.

**The Municipal Road Aid Fund Balance is currently \$90,381.**

**Water and Sewer Enterprise Fund - Revenues**

Year to Date Water Revenue of \$309,379 is \$6,962 over Budget.

Year to Date Meter Set Revenue of \$14,400 is \$600 under Budget.

Year to Date Sewer Revenue of \$29,686 is \$352 over Budget.

Year to Date Sewer Impact Fees of 6,000 is \$3,000 over Budget.

**Expenses**

Louisville Water Expense of \$104,127 is \$40 under Budget.

Meter Repair Costs of \$5,326 are \$326 over Budget.

ii) Public Safety – Kenny Stewart, Major

Chief Crumpton was unable to attend the meeting due to a death in his family. Major Stewart asks if anyone had any questions or concerns about the schedule or the overtime report.

iii) Utility – Harold Compton

a) Water– Mr. Compton had nothing to discuss regarding water operations.

b) Sewer – Mr. Compton had nothing to discuss in regards to the sewer operations.

Mr. Compton informed the commission of a road bore made on Mt. Washington Road. In the process of boring under the road, it caused the main road to buckle. The state highway department will not release the encroachment bond on it until it is fixed.

c) Streets – Commissioner Ingram stated she was not happy with the way the guys mowed and sprayed the ditch across from City Hall. She stated that the girl who is doing the mowing will keep it maintained for an extra \$25 a week, but Commissioner Ingram wants it cleaned up first. Mr. Compton stated he has other water issues that need more attention. Commissioners Spears and Redmon voiced their concerns in regards to this issue also. Clerk Biven said he would contact Chris Turner to see if he would be interested in cleaning out the ditch.

Mr. Compton asked Major Stewart if he could make a call to the Shelby County Jail in regards to the Class D program.

c) General Government

i) Surplus Vehicles

Clerk Biven stated there were not any bids received on the surplus vehicles. The commission asked him to re-advertise to accept the best offer.

d) Other New Business

i) Public Works Employee Applications

Clerk Biven stated there were some applications received for the Public Works position. This would need to be discussed further in executive session.

Clerk Biven also said there will need to be a Property Tax meeting sometime in August.

Item #8 – ***Legal***

a) New School Sewer Update

**Motion was made by Mayor Pay and seconded by Commissioner Ingram to send a letter to the school board in regards to sewer service and the annexation of the new school. Motion carried with a vote of 5-0.**



b) Open Records Policy

**Motion was made by Commissioner Spears and seconded by Commissioner Ingram to approve the Notice of Rules Governing Inspection of the Public Records of the City of Taylorsville.**

Item #9 - *Elected Officials' Comments*

There were no comments from the commission at this time.

### ***EXECUTIVE SESSION***

Item #10

**Motion was by Commissioner Spears and seconded by Commissioner Redmon to Adjourn to Executive Session Pursuant to KRS 61.815, notice is given for the need of a closed session to discuss the following:**

Proposed and Pending Litigation, KRS 61.810(1) (c).

- 1) Trageser Litigation
- 2) Nuisance Complaints
- 3) Klotz Lawsuit

These matters need to be discussed in closed session to protect confidentiality.

Acquiring Real Estate KRS 61.810(b).

- 1) Purchasing adjoining property;

These matters need to be discussed in closed session to protect confidentiality and negotiations, which could affect the value of the property.

Discussions or hearings which might lead to the appointment, discipline, or dismissal of an individual employee KRS 61.810(f).

These matters need to be discussed in closed session to protect confidentiality.

**Motion carried with a vote of 5-0.**

### ***RETURN TO OPEN SESSION***

Item # 11 -**Motion was made by Commissioner Spears and seconded by Commission Proctor to return to open session. Motion carried with a vote of 5-0.**

Item #12 - Motion was made by Commissioner Spears and seconded by Commissioner Redmon to continue to extend leave without pay for Chris Vires and continue payment of medical insurance until October meeting. Motion carried 5-0.

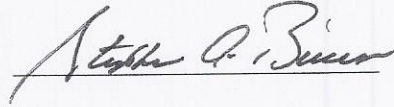
Item #13 - Motion was made by Commissioner Spears and seconded by Commissioner Redmon to remove the word "temporary" from the job title of Scott Williams and define him as an "Equipment Operator". Motion carried 5-0.

**ADJOURN MEETING**

Item # 14 - Motion was made by Commissioner Proctor and seconded by Commissioner Redmon to adjourn meeting. Motion carried with a vote of 5-0.



Don Pay, Mayor



Stephen A. Biven, City Clerk